

Atty. Docket No. LIQ01 003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Daniel Wise

Serial No. 09/855,269

Filed: May 15, 2001

For: MATCHING SYSTEM

Group Art Unit: 3629

Examiner: Naresh Vig

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO OFFICE ACTION

This paper is responsive to the Office Action mailed September 20, 2005.

Reconsideration is respectfully requested.

I. Introduction

The subject application stands rejected based on prior art after a pre-allowance search and re-examination, the application having overcome all 35 U.S.C. § 101, 102, and 103 rejections. The present Office Action dated September 20, 2005 is essentially a reiteration of the Office Action dated August 26, 2003 citing Liquidation and FME with the single alteration being that U.S. Patent No. 5,842,178 to Giovannoli is substituted for U.S. Publication No. 2001/0047323 to Schmidt, which was successfully traversed by the 37 C.F.R. 1.131 Declaration of Daniel Wise. Surprisingly, even the 35 U.S.C. § 101 rejection is reiterated in this September 20, 2005 Office Action, even though it was the understanding of the undersigned that this 35 U.S.C. 101 rejection